

FILE COPY

STATE OF WISCONSIN
BEFORE THE FUNERAL DIRECTORS EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

FINAL DECISION AND ORDER
91 FDR 028

ROSS H. HOBLITZELL,
RESPONDENT.

The parties to this proceeding for the purpose of Wis. Stats. sec. 227.53 are:

Ross H. Hoblitzell
1835 Barton Avenue, #7
West Bend, WI 53095

Funeral Directors Examining Board
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935

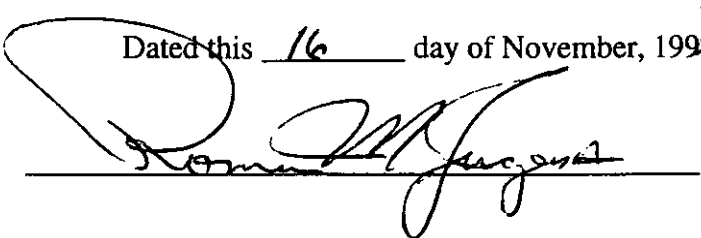
The State of Wisconsin, Funeral Directors Examining Board, having considered the Stipulation Agreement annexed hereto, of the parties, in resolution of the captioned matter, makes the following:

ORDER

NOW THEREFORE, it is hereby ordered pursuant to jurisdiction and authority granted to the Board in secs. 445.13, Stats., and RL 2.12, Wis. Admin. Code, that the Stipulation Agreement annexed hereto, filed by Complainant's attorney, shall be and hereby is incorporated, made and ordered the Final Decision and Order of the State of Wisconsin, Funeral Directors Examining Board.

Let a copy of this Order be served on Respondent by certified mail.

Dated this 16 day of November, 1992. ^{3 RS}


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STATE OF WISCONSIN
BEFORE THE FUNERAL DIRECTORS EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	STIPULATION AGREEMENT
	:	91 FDR 028
ROSS H. HOBLITZELL,	:	
RESPONDENT.	:	

Respondent Hoblitzell, and Complainant's attorney, Henry E. Sanders, having reached agreement for disposition of the above-captioned matter, hereby stipulate and agree as follows:

a. This agreement is dispositive of Investigative Complaint #91 FDR 028.

1. Respondent Hoblitzell, of 1835 Barton Avenue, #7, West Bend, Wisconsin 53095, was originally licensed as a Funeral Director (License #4626) on August 24, 1983; but said license expired on about December 31, 1987, was reinstated on about August 11, 1989, and he was issued a Certificate in Good Standing on about March 10, 1992.

2. Respondent has been advised of his right to a public hearing on each and every allegation of the Complaint, but hereby freely and voluntarily waive his right to a hearing in this matter on the condition that all provisions of this Stipulation be acceptable to and approved by the board.

a. Respondent further agrees to waive any appeal of the Board's Final Decision and Order adopting the Stipulation.

3. Respondent's previous employer filed this complaint against Respondent (all on file herein), and pursuant to an investigation, the Complaint allegation was documented and substantiated, as well as two (2) other violations substantially related to the profession of a Funeral Director.

4. Based upon the related investigation(s), and in settlement of this matter, Respondent voluntarily surrendered his Certificate in Good Standing to the Department. However, in order to effectuate the formal surrender of the Certificate, Respondent hereby - in resolution of the captioned matter, voluntarily surrender his Certificate in Good Standing, and his right to renewal of his Funeral Director's license for a minimum period of two (2) years.

a. If Respondent should reapply for renewal of his Funeral Directors license, and or Certificate in Good Standing, he will have to demonstrate to the Board's satisfaction that he is rehabilitated, and or meet any other condition(s) that the Board deems appropriate.

5. Respondent and Complainant's attorney agree that this Stipulation may be incorporated into the Board's Final Decision and Order adopting the Stipulation agreement.

6. Respondent further agrees that the Complainant's attorney may appear at any closed deliberative meeting of the Board with respect to the Stipulation, but that appearance is limited solely to responding to clarification, justification, and to statements in support of the Stipulation and for no other purpose.

Ross H. Hoblitzell

Ross H. Hoblitzell
Respondent

NOVEMBER 5, 1993

Date

Henry E. Sanders

Henry E. Sanders
Complainant's Attorney

NOVEMBER 9, 1993

Date

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NOTICE OF APPEAL INFORMATION

**(Notice of Rights for Rehearing or Judicial Review,
the times allowed for each, and the identification
of the party to be named as respondent)**

The following notice is served on you as part of the final decision:

1. Rehearing.

Any person aggrieved by this order may petition for a rehearing within 20 days of the service of this decision, as provided in section 227.49 of the Wisconsin Statutes, a copy of which is attached. The 20 day period commences the day after personal service or mailing of this decision. (The date of mailing of this decision is shown below.) The petition for rehearing should be filed with the State of Wisconsin Funeral Directors Examining Board.

A petition for rehearing is not a prerequisite for appeal directly to circuit court through a petition for judicial review.

2. Judicial Review.

Any person aggrieved by this decision has a right to petition for judicial review of this decision as provided in section 227.53 of the Wisconsin Statutes, a copy of which is attached. The petition should be filed in circuit court and served upon the State of Wisconsin Funeral Directors Examining Board

within 30 days of service of this decision if there has been no petition for rehearing, or within 30 days of service of the order finally disposing of the petition for rehearing, or within 30 days after the final disposition by operation of law of any petition for rehearing.

The 30 day period commences the day after personal service or mailing of the decision or order, or the day after the final disposition by operation of the law of any petition for rehearing. (The date of mailing of this decision is shown below.) A petition for judicial review should be served upon, and name as the respondent, the following: the State of Wisconsin Funeral Directors Examining Board.

The date of mailing of this decision is November 17, 1993.